

**AMENDMENTS TO THE CLAIMS**

This listing of claims will replace all prior versions, and listings, of claims in the application:

1. (original) An intermediate node for controlling the treatment of data in a data network, the data network comprising said intermediate node, at least one upstream node, and a plurality of downstream nodes, the or one of the upstream nodes being arranged to provide data to said intermediate node, the or one of the upstream nodes being arranged to provide path characterisation information to said intermediate node, and said downstream nodes being arranged to receive data via paths downstream from the intermediate node; said intermediate node comprising:

means for receiving data from an upstream node;

means for receiving path characterisation information from an upstream node, and for deriving therefrom information indicative of a characteristic of a path downstream of said intermediate node;

means arranged to select, in dependence on said information indicative of said characteristic of a downstream path, a preferred manner of treatment for data to be forwarded on a downstream path; and

means for forwarding data to a downstream node according to said preferred manner.

2. (original) An intermediate node according to claim 1, wherein the selection of a preferred manner of treatment for data to be forwarded on a downstream path relates to selection of a preferred downstream path.

3. (currently amended) An intermediate node according to claim 1 ~~or 2~~, wherein the selection of a preferred manner of treatment for data to be forwarded on a downstream path relates to selection of one or more of the following:

- (i) traffic engineering;

- (ii) route advert verification;
- (iii) contract verification;
- (iv) differentiated service gateways.

4. (currently amended) An intermediate node according to ~~any of the preceding claims~~ claim 1, wherein the data provided to said intermediate node comprises said path characterisation information.

5. (currently amended) An intermediate node according to ~~any of the preceding claims~~ claim 1, the data network comprising a data channel for the forwarding of data between nodes and a control channel for providing path characterisation information to the intermediate node, wherein the upstream node arranged to provide data to said intermediate node is a node of the data channel, and the upstream node arranged to provide path characterisation information to said intermediate node is a node of the control channel.

6. (currently amended) An intermediate node according to ~~any of the preceding claims~~ claim 1, wherein the intermediate node shares computational resources with an upstream or a downstream node.

7. (original) A controlling intermediate node for controlling the treatment of data in a data network also comprising a provider node, a receiver node, and at least one other intermediate node, the provider node being arranged to provide data and path characterisation information to at least one of said intermediate nodes or to the receiver node, said other intermediate node or nodes being arranged to receive data and forward data and path characterisation information to at least a further intermediate node or to the receiver node, and the receiver node being arranged to receive data from at least one intermediate node or from the provider node; said controlling intermediate node comprising:

means for receiving data from the provider node or from an intermediate node upstream of said controlling intermediate node;

means for receiving path characterisation information from said provider node or from an intermediate node upstream of said controlling intermediate node, and for deriving therefrom information indicative of a characteristic of a path downstream of said controlling intermediate node;

means arranged to select, in dependence on said information indicative of said characteristic of a downstream path, a preferred node from a set of nodes including said other intermediate node or nodes and the receiver node; and

means for forwarding data to said preferred node.

8. (original) A method for controlling the treatment of data to be forwarded from an intermediate node in a data network, the data network comprising said intermediate node, at least one upstream node, and a plurality of downstream nodes, the or one of the upstream nodes being arranged to provide data to said intermediate node, the or one of the upstream nodes being arranged to provide path characterisation information to said intermediate node, and said downstream nodes being arranged to receive data via paths downstream from the intermediate node; said method comprising the steps of:

receiving data from an upstream node;

receiving path characterisation information from an upstream node, and deriving therefrom information indicative of a characteristic of a path downstream of said intermediate node;

selecting, on the basis of said information indicative of said characteristic of a downstream path, a preferred manner of treatment for data to be forwarded on a downstream path; and

forwarding data to a downstream node according to said preferred manner.

9. (original) A method according to claim 8, wherein the step of selecting a preferred manner of treatment for data to be forwarded on a downstream path relates to selecting a preferred downstream path.

10. (currently amended) A method according to claim 8 ~~or 9~~, wherein the step of selecting a preferred manner of treatment for data to be forwarded on a downstream path relates to selection of one or more of the following:

- (i) traffic engineering;
- (ii) route advert verification;
- (iii) contract verification;
- (iv) differentiated service gateways.

11. (currently amended) A method according to ~~any of claims 8 to 10~~ claim 8, wherein the data provided to said intermediate node comprises said path characterisation information.

12. (currently amended) A method according to ~~any of claims 8 to 11~~ claim 8, the data network comprising a data channel for the forwarding of data between nodes and a control channel for providing path characterisation information to the intermediate node, wherein the upstream node arranged to provide data to said intermediate node is a node of the data channel, and the upstream node arranged to provide path characterisation information to said intermediate node is a node of the control channel.

13. (currently amended) A method according to ~~any of claims 8 to 12~~ claim 8, wherein the intermediate node shares computational resources with an upstream or a downstream node.

14. (original) A method for controlling the treatment of data to be forwarded from a controlling intermediate node in a data network, said data network also comprising a provider node, a receiver node, and at least one other intermediate node, the provider node being arranged to provide data to at least one of said intermediate nodes or to the receiver node, said intermediate nodes being arranged to receive data and forward data to at least a further intermediate node or to the receiver node, and the receiver node being arranged to receive data from at least one intermediate node or from the provider node; said method comprising steps of:

receiving data from the provider node or from an intermediate node upstream of said controlling intermediate node;

receiving path characterisation information from said provider node or from an upstream intermediate node, and deriving therefrom information indicative of a characteristic of a downstream path;

selecting, on the basis of said information indicative of said characteristic of a downstream path, a preferred node from a set of nodes including said other intermediate node or nodes and the receiver node; and

forwarding data to said preferred node.